

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
LOWM101

In Re Application Of: **LOWE ET AL.**

Application No. 09/816,764	Filing Date 03/23/01	Examiner NGO	Customer No. 21,658	Group Art Unit 3727	Confirmation No. 4770
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Title: **GUN HOLSTER**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNITENTIONALLY
COPY OF NOTICE OF DRAFTPERSON'S REVIEW DRAWINGS APPROVED
RETURN RECEIPT POST CARD**

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$685.00** is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. as described below.
 - ☐ Charge the amount of
 - ☐ Credit any overpayment.
 - ☐ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



Signature

Dated: **11/01/04**

**ROBERT L. SHAVER
DYKAS, SHAVER & NIPPER, LLP
PO BOX 877
BOISE, IDAHO 83701
208-345-112
REG. NO. 42,145**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

11/01/04

(Date)


Signature of Person Mailing Correspondence

SHANNON M. WILSON TO PETITIONS

Typed or Printed Name of Person Mailing Correspondence

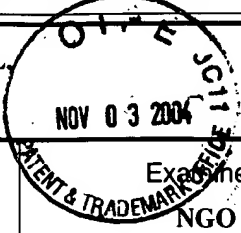
cc:

DAC
JW

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

Docket No.
LOWM101

In Re Application Of: **LOWE ET AL.**



Application No.
09/816,764

Filing Date
03/23/01

Examiner
NGO

Customer No.
21,658

Group Art Unit
3727

Confirmation No.
4770

Invention: **GUN HOLSTER**

Attention: Office of Petitions
Mail Stop Petition
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. ☐ A proposed reply to the above-identified Office Action:

☐ is enclosed.

☐ was filed on

11/04/2004 HAL111 00000009 09816764

The proposed reply is in the form of:

01 FC:2453

685.00 OP

2. ☐ The issue fee:

☐ is enclosed.

☐ was paid on

3. ☒ Applicant claims small entity status. See 37 CFR 1.27

4. ☒ The abandoned application was a:

☐ design application.

☒ utility application.

☐ plant application.

5. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

Docket No.
LOWM101

In Re Application Of: **LOWE ET AL.** NOV 03 2004

Application No.
09/816,764

Filing Date
03/23/01

Examiner
NGO

Customer No.
21,658

Group Art Unit
3727

Confirmation No.
4770

Invention: **GUN HOLSTER**

Calculation and Payment of Fees

Enclosed are the following fees:

7. ☒ Petition fee under 37 CFR 1.17(m) in the amount of: **\$685.00**
8. ☐ Fee for amendment in the amount of: _____
9. ☐ Fee for extension of time to reply to Office Action in the amount of: _____
10. ☐ Issue fee in the amount of: _____
11. ☐ Continuing application filing fee in the amount of: _____
12. ☐ Terminal disclaimer fee in the amount of: _____
13. ☒ **COPY OF NOT. OF DRAFTPERSON'S REVIEW SHOWING DRAWINGS APPROVED** **\$0.00**
- Total fees enclosed: **\$685.00**

The fee of **\$685** is to be paid as follows:

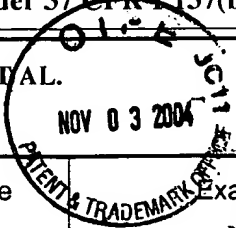
- ☒ A check in the amount of the fee is enclosed.
- ☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. _____
- ☐ Payment by credit card. Form PTO-2038 is attached.

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Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)

Docket No.
LOWM101

In Re Application Of: LOWE ET AL.



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/816,764	03/23/01	NGO	21,658	3727	4770

Invention: GUN HOLSTER

Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

This application was considered abandoned because the Draftsman's requirement to modify the figures had not been done. The failure to respond to the first draftsman's requirement was inadvertent. The Draftsman has now stated that the figures as originally filed are approved, without the need for correction. A copy of the 10-29-04 Notice of Draftsperson's Patent Drawing Review is enclosed.


Signature

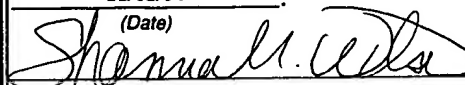
Dated: 11/1/04

ROBERT L. SHAVER
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PO BOX 877
BOISE, IDAHO 83701
208-345-1122
REG. NO. 42,145

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11/01/04

(Date)



Signature of Person Mailing Correspondence

SHANNON M. WILSON

Typed or Printed Name of Person Mailing Correspondence

CC:

Form PTO-948 (Rev. 06/03)
Application No. 9/18/04

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) file (insert date) 3-23-01 arc:

- A. 1 approved by the Draftsperson under 37 CFR 1.84 or 1.152.
B. 1 objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

1. **DRAWINGS.** 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).
Color drawings are not acceptable until petition is granted. Fig(s) _____
Pencil and non black ink not permitted. Fig(s) _____

2. **PHOTOGRAPHS.** 37 CFR 1.84(b)
One (1) full-tone set is required. Fig(s) _____
Photographs may not be mounted. 37 CFR 1.84(e)
Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) _____
Poor quality (half-tone). Fig(s) _____

3. **TYPE OF PAPER.** 37 CFR 1.84(c)
Paper not flexible, strong, white, and durable. Fig(s) _____
Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) _____

4. **SIZE OF PAPER.** 37 CFR 1.84(f): Acceptable sizes:
21.0 cm by 29.7 cm (DIN size A4) or
21.6 cm by 27.9 cm (8 1/2 x 11 inches)
All drawing sheets not the same size. Sheet(s) _____
Drawing sheets not an acceptable size. Fig(s) _____

5. **MARGINS.** 37 CFR 1.84(g): Acceptable margins:
Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm
Margins not acceptable. Fig(s) _____
Top (T) _____ Left (L) _____
Right (R) _____ Bottom (B) _____

6. **VIEWS.** 37 CFR 1.84(h)
REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.
Views not labeled separately or properly. Fig(s) _____

7. **SECTIONAL VIEWS.** 37 CFR 1.84(h)(3)
Sectional designation should be noted with Arabic or Roman numbers. Fig(s) _____

8. **ARRANGEMENT OF VIEWS.** 37 CFR 1.84(i)
Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) _____

9. **SCALE.** 37 CFR 1.84(k)
Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) _____

10. **CHARACTER OF LINES, NUMBERS, & LETTERS.** 37 CFR 1.84(l)
Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) _____

11. **SHADING.** 37 CFR 1.84(m)
Solid black areas pale. Fig(s) _____
Solid black shading not permitted. Fig(s) _____

12. **NUMBERS, LETTERS, & REFERENCE CHARACTERS.** 37 CFR 1.84(p)
Numbers and reference characters not plain and legible. Fig(s) _____
Figure legends are poor. Fig(s) _____
Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) _____

English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) _____
Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) _____

13. **LEAD LINES.** 37 CFR 1.84(q)
Lead lines missing. Fig(s) _____

14. **NUMBERING OF SHEETS OF DRAWINGS.** 37 CFR 1.84(t)
Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) _____

15. **NUMBERING OF VIEWS.** 37 CFR 1.84(u)
Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) _____

16. **DESIGN DRAWINGS.** 37 CFR 1.152
Surface shading shown not appropriate. Fig(s) _____
Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) _____

COMMENTS

Reviewer J. CHASE

Date 10-29-04

If you have questions, call (703) 305-8404.

Attachment to Paper No. _____